

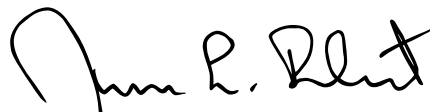
UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FRANKLIN R. DASHIELL, JR.,	)	CASE NO.: C06-0372-JLR
	)	
Petitioner,	)	
	)	
v.	)	ORDER DISMISSING § 2254
	)	PETITION WITHOUT PREJUDICE
MAGGIE MILLER-STOUT,	)	
	)	
Respondent.	)	
	)	

The Court, having reviewed the petition for writ of habeas corpus, the Report and Recommendation of Mary Alice Theiler, United States Magistrate Judge, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) Petitioner's federal habeas petition is DISMISSED, without prejudice, for failure to exhaust available state remedies; and
- (3) The Clerk is directed to send copies of this Order to petitioner and to Judge Theiler.

DATED this 5th day of May, 2006.



JAMES L. ROBART  
United States District Judge

ORDER DISMISSING § 2254  
PETITION WITHOUT PREJUDICE